

1 FREDERICK P. FURTH (No. 38438)
2 MICHAEL P. LEHMAN (No. 77152)
3 THOMAS P. DOVE (No. 51921)
4 ALEX C. TURAN (No. 227273)
5 THE FURTH FIRM LLP
225 Bush Street, 15th Floor
San Francisco, California 94104-4249
Telephone: (415) 433-2070
Facsimile: (415) 982-2076

6 | Attorneys for Plaintiffs

7 | (Additional Counsel are listed on Signature Page)

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

11 MICHAEL BRAUCH, a resident of San) CASE NO. C:05-2743 MHP
Francisco, and ANDREW MEIMES, a)
12 resident of New York, on behalf of) **AMENDMENT TO NOTICE OF**
themselves and all others similarly situated,) **PENDENCY OF OTHER ACTION OR**
13) **PROCEEDING**
14 Plaintiffs,)
15 vs.)
16 INTEL CORPORATION, a Delaware)
corporation,)
17)
18 Defendant.)
_____)

Pursuant to Civ. Local Rule 3-13, plaintiffs Michael Brauch and Andrew Meimes (“Plaintiffs”) e-filed a Notice of Pendency Of Other Action Or Proceeding (“Notice”) on August 23, 2005 identifying three class-action cases pending in the District of Delaware in which substantially similar antitrust law violations by Intel Corporation are alleged to have occurred. A true and correct copy of the August 23, 2005 Notice is attached as Exhibit A. The three cases were captioned as follows: (1) *Salpeter, et al. v. Intel Corp.*, No. 1:05-cv-00575 (D. of Del.); (2) *Roach v. Intel Corp.*, No. 1:05-cv-00617 (D. of Del.); and (3) *Herroeder-Perras v. Intel Corp.*, No. 1:05-cv-00617 (D. of Del.).

1 Plaintiffs hereby notify the Court that the case number for the *Herroeder-*
2 *Perras v. Intel Corp.* matter was incorrectly referenced as "1:05-cv-00617." The correct
3 case number for that action is "1:05-cv-00616."

4 Dated: August 24, 2005

Respectfully submitted,

5 By: /s/ Alex C. Turan
6 Michael P. Lehmann
7 Thomas P. Dove
8 Alex C. Turan
9 The Furth Firm, LLP
10 225 Bush Street, 15th Floor
11 San Francisco, California 94104-4249
12 Telephone: (415) 433-2070
13 Facsimile: (415) 982-2076

14 Francis O. Scarpulla (41059)
15 Law Offices Of Francis O. Scarpulla
16 44 Montgomery Street, Suite 3400
17 San Francisco, CA 94104
18 Telephone: (415) 788-7210
19 Facsimile: (415) 788-0707

20 Craig C. Corbitt (83251)
21 Zelle Hofmann Voelbel Mason & Gette, LLP
22 44 Montgomery Street, Suite 3400
23 San Francisco, CA 94104
24 Telephone: (415) 693-0700
25 Facsimile: (415) 693-0770

26 Attorneys for Plaintiffs Michael Brauch and
27 Andrew Meimes

EXHIBIT A

1 FREDERICK P. FURTH (No. 38438)
2 MICHAEL P. LEHMANN (No. 77152)
3 THOMAS P. DOVE (No. 51921)
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5 THE FURTH FIRM LLP
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**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

SAN FRANCISCO DIVISION

11 MICHAEL BRAUCH, a resident of San) CASE NO. C:05-2743 MHP
12 Francisco, and ANDREW MEIMES, a)
13 resident of New York, on behalf of) NOTICE OF PENDENCY OF OTHER
14 themselves and all others similarly situated,) ACTION OR PROCEEDING
15 Plaintiffs,)
16 vs.)
17 INTEL CORPORATION, a Delaware)
18 corporation,)
Defendant.)

58197.1

NOTICE OF PENDENCY OF OTHER ACTION OR PROCEEDING

1 Pursuant to Civ. Local Rule 3-13, plaintiffs Michael Brauch and Andrew
2 Meimes (“Plaintiffs”) identify the following cases in which substantially similar antitrust
3 law violations are alleged to have occurred due to Intel Corporation’s (“Intel”) use of its
4 substantial market power to unlawfully maintain its monopoly by engaging in a relentless
5 campaign to coerce customers to refrain from dealing with Advanced Micro Devices, which
6 resulted in customers paying higher prices for x86 microprocessors and left them with fewer
7 buying choices for such microprocessors.

8 Each of the following cases therefore relates to the general subject matter
9 alleged in this action.

- 10 1. *Salpeter, et al. v. Intel Corp.*, No. 1:05-cv-00575, filed in the United
11 States District Court for the District of Delaware on August 8, 2005,
12 and assigned to Judge Joseph J. Farnan, Jr.
- 13 2. *Roach v. Intel Corp.*, No. 1:05-cv-00617, filed in the United States
14 District Court for the District of Delaware on August 22, 2005. This
15 case has not been assigned to a judge as of August 23, 2005.
- 16 3. *Herroeder-Perras v. Intel Corp.*, No. 1:05-cv-00617, filed in the
17 United States District Court for the District of Delaware on
18 August 22, 2005. This case has not been assigned to a judge as of
19 August 23, 2005.

20 On July 11, 2005, Plaintiffs filed a motion with the Judicial Panel for
21 Multidistrict Litigation (“Judicial Panel”), pursuant to 28 U.S.C. §1407, requesting that all
22 pending and subsequently filed actions in this and other district courts be transferred and
23 coordinated or consolidated in the Northern District of California for pretrial proceedings.
24 On August 5, 2005, Plaintiffs filed a Reply Submission with the Judicial Panel withdrawing
25 their §1407 motion and instead advocating transfer to the District of Delaware. A copy of
26 the §1407 motion was lodged with the clerk of this Court on July 11, 2005 and a copy of
27 the Reply Submission was lodged with the clerk of this Court on August 5, 2005. The
28 Plaintiffs believe that coordination of the foregoing cases pursuant to 28 U.S.C. §1407

1 (Multi-District Litigation Procedures) will avoid conflicts, conserve resources and promote
2 an efficient determination of the action.

3 Dated: August 23, 2005

Respectfully submitted,

4

5

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Michael P. Lehmann
Thomas P. Dove
Alex C. Turan
The Furth Firm, LLP
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San Francisco, California 94104-4249
Telephone: (415) 433-2070
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Attorneys for Plaintiffs Michael Brauch and
Andrew Meimes